

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

IGLESIA NI CRISTO,

Plaintiff,

v.

LUISITO E CAYABYAB, et al.,

Defendants.

Case No. 18-cv-00561-BLF


**ORDER DISMISSING ACTION AS TO
ALL DEFENDANTS EXCEPT
DEFENDANT ALLAN VILLANUEVA;
AND ORDER TO SHOW CAUSE WHY
ACTION SHOULD NOT BE
DISMISSED AS TO DEFENDANT
ALLAN VILLANUEVA**

[Re: ECF 177]

On September 8, 2021, all remaining parties in the case except Defendant Allan Villanueva filed a Joint Stipulation of Voluntary Dismissal, stipulating to dismissal of the action with prejudice. *See* Joint Stipulation, ECF 177. Because Defendant Villanueva has appeared and has not joined the stipulation, the stipulation is not sufficient to effect a voluntary dismissal of the action. *See* Fed. R. Civ. P. 41(a)(1)(A)(ii). A court order therefore is required to dismiss the action as to any defendant. *See* Fed. R. Civ. P. 41(a)(2). The Court finds it appropriate to dismiss the action as to all defendants who have stipulated to dismissal. Accordingly, the action is **DISMISSED WITH PREJUDICE** as to Defendants Luisito E. Cayabyab, Rolando Dizon, Jr., H20 NOW USA, Lionel Roque De La Uso, Allan Monte De Ramos, Jesle Llaban Kuizon, Edwin Lionel R. Mora, and Leizl Dias-DeoCampo.

It appears that Plaintiff wishes to voluntarily dismiss its claims against Defendant Allan Villanueva as well. The parties are **ORDERED TO SHOW CAUSE**, in writing and on or before September 17, 2021, why the action should not also be dismissed with prejudice as to Defendant Allan Villanueva.

Dated: September 9, 2021


BETH LABSON FREEMAN
United States District Judge